

Rogers et al. v. U.S. Dept. of Health and Human Servs., et al.

Exhibit CC

**to Governor Henry McMaster's and Michael Leach's Motion for Summary Judgment and
Memorandum in Support Thereof**

Excerpts from Deposition of Dr. David Brodzinsky

1 1 IN THE UNITED STATES DISTRICT COURT
2 2 FOR THE DISTRICT OF SOUTH CAROLINA
3 3 GREENVILLE DIVISION
4 4 EDEN ROGERS AND BRANDY WELCH,
5 5 Plaintiffs,
6 6 vs. CIVIL ACTION NO. 6:19-cv-01567-JD
7 7 UNITED STATES DEPARTMENT OF HEALTH AND HUMAN
8 8 SERVICES; ALEX AZAR, IN HIS OFFICIAL CAPACITY AS
9 9 SECRETARY OF THE UNITED STATES DEPARTMENT OF HEALTH
10 10 AND HUMAN SERVICES; ADMINISTRATION FOR CHILDREN AND
11 11 FAMILIES; LYNN JOHNSON, IN HER OFFICIAL CAPACITY AS
12 12 ASSISTANT SECRETARY OF THE ADMINISTRATION FOR
13 13 CHILDREN AND FAMILIES; SCOTT LEKAN, IN HIS OFFICIAL
14 14 CAPACITY AS PRINCIPAL DEPUTY ASSISTANT SECRETARY OF
15 15 THE ADMINISTRATION FOR CHILDREN AND FAMILIES; HENRY
16 16 MCMASTER, IN HIS OFFICIAL CAPACITY AS GOVERNOR OF
17 17 THE STATE OF SOUTH CAROLINA; AND MICHAEL LEACH, IN
18 18 HIS OFFICIAL CAPACITY AS STATE DIRECTOR OF THE
19 19 SOUTH CAROLINA DEPARTMENT OF SOCIAL SERVICES,
20 20 Defendants.

21 21 DEPOSITION OF: DR. DAVID BRODZINSKY
22 22 (Via videoconference)
23 23 DATE: January 12, 2022
24 24 TIME: 1:06 p.m.
25 25 LOCATION OF
WITNESS: Walnut Creek, CA
TAKEN BY: Counsel for the Defendant
REPORTED BY: Lauren A. Balogh, RPR
(Via videoconference)

1 you're talking about the individuals in this case
2 around which I have no information other than
3 what's been in the complaint and the answer and
4 what's been in maybe a couple -- some newspaper
5 reports that I may have seen at one point in time.

6 BY MR. COLEMAN:

7 Q. Are you aware of any study or articles
8 that specifically analyze and show that LGBT people
9 who approach one CPA and refer to other CPAs
10 abandon their efforts to be licensed as a foster
11 parent?

12 A. Phrased in that way the answer is no.
13 There is research showing that LGBT people, when
14 they apply to foster or adopt, frequently
15 experience a discrimination, delays, and
16 disruptions to the process. Whether -- and some of
17 the research by -- it's qualitative research by
18 Abbie Goldberg also points out for some people that
19 they've decided not to pursue the process anymore.

20 Is that frequent or not frequent, I
21 don't know, but you phrased the question in a very
22 specific way and there is no research that I know
23 of that directly addresses that question. I mean,
24 I've worked clinically with people who have been
25 dissuaded, and I know that Dr. Goldberg and her